IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 12941 of 2026
CNR No. ODHC010877502026

Rajkumar Lalit Deep @Lalit Deep .... ***Petitioner***

Mr. A. Panda, Advocate

-versus-

State of Odisha .... ***Opposite Party***

Mr. S. Panigrahi, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

13.11.2026

Order No.

01. 1. Heard learned counsel for the Petitioner and learned counsel for the State.

2. The Petitioner is seeking pre-arrest bail in connection with Special G.R. Case No.43 of 2026 pending on the file of learned Additional Sessions Judge-cum-Special Judge, Titilagarh, arising out of Titilagarh G.R.P.S. Case No.96 of 2026 for commission of offences punishable under Section 20(b)(ii)(B) of NDPS Act.

3. The allegation against the present Petitioner is that he along with the co-accused were involved in transportation of contraband (ganja) to the tune of 6.985 Kgs.

4. It is submitted by the learned counsel for the Petitioner that the basis of implication is on account of the co-accused statement and referring to the judgment of the Apex Court in the case of **Tofan Singh vrs. State of Tamil Nadu,** reported in **(2021) 4 SCC 1** and **the State of Haryana vrs. Samarth Kumar** reported in **2022 Live Law (SC) 622,** Petitioner seeks release.

5. It is his further submission that the embargo under Section 37(1)(b)(ii) of the NDPS Act is not attracted in the case at hand.

6. Learned counsel for the State opposes the prayer for pre-arrest bail during the currency of investigation.

7. Considering the rival submission, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification criminal antecedent of similar nature.

8. If it comes to the fore that the Petitioner has any such criminal antecedent, this order shall not be given effect to.

9. Additionally, it is directed that Petitioner shall appear before the jurisdictional police station once every Sunday on such time to be fixed by the learned Court in seisin till submission of final form. Certification of such appearance shall be submitted to the Court in seisin.

10. It is needless to state that the Petitioner shall cooperate with the ongoing investigation.

11. Accordingly, the ABLAPL stands disposed of. U.C.C. as per rules.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified
Digitally Signed
Signed by: SANTOSHI LENKA
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 13-Nov-2026 18:15:38